



Signature: Amogh K. Jacoby  
Date: August 13, 1997



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**OFFICE OF  
PATENT PUBLICATION**

In re Patent No. 5,679,313 NoSimpa :  
Issue Date: October 21, 1997 :  
Application No. 08/472,057 : **DECISION ON PETITION**  
Filed: June 6, 1995 :  
Attorney Docket No. 3238 :

This is a decision on the petition under 37 CFR 1.313 (b) (5), filed August 15, 1997, and received in the Office of Patent Publication, October 17, 1997, to withdraw the above-identified case from issue.

The petition is dismissed.

The petition was not received within sufficient time to prevent issuance of the instant patent. A petition under 37 CFR 1.313 (b) (5) must be received and granted by an appropriate official in the Office of Patent Publication within sufficient time to avert issuance of an application into a patent.

Petitioner may request by way of a petition under 37 CFR 1.182 that the 37 CFR 1.62 request for a filewrapper continuing application be converted to a 37 CFR 1.60 continuing application in order to have the prior art considered by the examiner. The fee for a petition under 37 CFR 1.182 to convert will be waived in this instance. The petition to convert should be directed to the Special Program Law Office and must include the filing of a complete application, i.e., specification, claims and drawings, if required. Information regarding the filing of a petition to convert may be obtained by calling the Special Program Law Office on (703) 305-9282.

This file is being forward to Files Repository.

*File put Rule 182  
Complete + true copy  
+ statement  
Req that app be  
treated as Rule 60  
in Rule 62 that fee  
and req that fee  
is waived.*

*BOX DAC*

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 308-5254.

A handwritten signature in black ink, appearing to read "Karna Cooper", written in a cursive style.

Karna Cooper  
Paralegal Specialist  
Office of the Director  
Office of Patent Publication